1 2 3 4 5 6 7 IN THE UNITED STATES DISTRICT COURT 8 9 FOR THE EASTERN DISTRICT OF CALIFORNIA 10 11 BARRY LAMON, No. CIV S-03-0423-FCD-CMK-P Plaintiff, 12 13 VS. ORDER AND WRIT OF LYTLE, et al., 14 HABEAS CORPUS AD TESTIFICANDUM 15 Defendants. 16 17 The following individuals, who are necessary and material witnesses in 18 proceedings in this case, are confined at California State Prison – Sacramento, in the custody of 19 the Warden of that institution: 20 Weaver, inmate #J-62752, Cotton, inmate #T-24647, 21 Moore, inmate #D-35681. Guinn, inmate #H-73336, and 22 Wilson, inmate #H-60032. 23 In order to secure these inmates' attendance it is necessary that a Writ of Habeas Corpus ad 24 Testificandum issue commanding the custodian to produce the inmates in court at Courtroom 2 25 of the United States Courthouse, 501 'I' Street, Sacramento, California on October 21, 2008, at 26 9:00 a.m. for trial.

Accordingly, IT IS HEREBY ORDERED that:

- 1. A Writ of Habeas Corpus ad Testificandum issue, under the seal of this court, commanding the Warden to produce the inmates named above to testify in United States District Court at the date, time, and place above, and from day to day until completion of court proceedings or as ordered by the court; and thereafter to return the inmate to the above institution;
- 2. The custodian is ordered to notify the court of any change in custody of this inmate and is ordered to provide the new custodian with a copy of this writ; and
- 3. The Clerk of the Court is directed to serve a courtesy copy of this order and writ of habeas corpus ad testificandum on the California Department of Corrections and Rehabilitation Out-To-Court Desk, P.O. Box 290007, Represa, California 95671.

WRIT OF HABEAS CORPUS AD TESTIFICANDUM

To: Warden James Walker, California State Prison – Sacramento P.O. Box 290002 Represa, California 95671-002

WE COMMAND you to produce inmates Weaver (J-62752), Cotton (T-24647), Moore (D-35681), Guinn (H-73336), and Wilson (H-60032) to testify before the United States District Court at the date, time, and place above, and from day to day until completion of the proceedings or as ordered by the court; and thereafter to return the inmate to the above institution.

FURTHER, you have been ordered to notify the court of any change in custody of the inmate and have been ordered to provide the new custodian with a copy of this writ.

DATED: July 23, 2008

CRAIG M. KELLISON

UNITED STATES MAGISTRATE JUDGE